

Entered - 11-08-99- sb
CL 99L0732- MICHAEL A. REEVES

CLAIM OF: LIBERTY MUTUAL GROUP
as subrogee of
EARNEST MAYS
5000 Tilghman Street
Suite 300
Allentown, Pa. 18104

For damages alleged to have been sustained as a result of a
vehicular incident on May 12, 1999 on Alex Way.

BY PUBLIC SAFETY & LEGAL ADMINISTRATION
COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that
the action of the Department of Law be approved in authorizing
payment to **LIBERTY MUTUAL GROUP as subrogee of
EARNEST MAYS**, the sum of \$1000.00 in full settlement and
satisfaction of all claims, past, present and future, of every kind
and character for damages alleged to have been sustained as a
result of a vehicular incident on May 12, 1999 on Alex Way,
as is more particularly set forth in the within claim; said sum
taken from and charged to account 1A01/529017/T31001,
Settlement of Suits and Claims, Department of Law.

APPROVED: SUSAN PEASE LANGFORD,
CITY ATTORNEY

BY: *Rosalind A. Rubens Newell*
ROSALIND A. RUBENS NEWELL
DEPUTY CITY ATTORNEY

FAVORABLE REPORT

COM. *Public Safety*

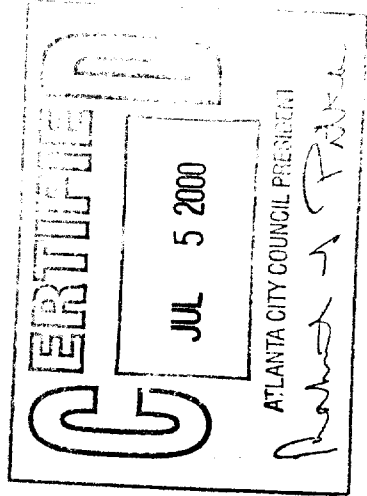
DATE *6/27/00*

CHM. *C. T. Wright*

Ch. Wright

Michael A. Reeves

James



APPROVED

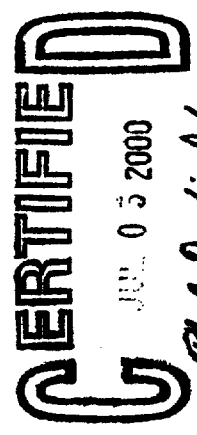
JUL 14 2000

WITHOUT SIGNATURE
BY OPERATION OF LAW

ADOPTED BY

JUL 05 2000

COUNCIL



Randy A. Parker
MUNICIPAL CLERK



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

00-R-0912

A RESOLUTION

**BY PUBLIC SAFETY &
LEGAL ADMINISTRATION COMMITTEE**

BE IT RESOLVED BY the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **Liberty Mutual Group as subrogee of Earnest Mays** in the sum of **\$1000.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained as a result of **a vehicular incident on May 12, 1999 on Alex Way** as is more particularly set forth in the within claim; said sum taken from and charged to Account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy,

Rhonda Daughen Johnson
Municipal Clerk, CMC

**ADOPTED by the Council
APPROVED by the Mayor**

JULY 05, 2000
JULY 13, 2000

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 99L0732

Date: January 14, 2000

Claimant /Victim **ERNEST M. MAYES**

BY: (Atty.) (Ins. Co.) Liberty Mutual

Address 5000 Tilghman Street, Suite 300, Allentown, Pa. 18104

Subrogation X Claim for Property damage \$ 2280.92 Bodily Injury \$ _____

Date of Notice 11/08/99 Method: Written, proper X Improper _____

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 05/12/99 Place Alex Way

Department Public Works Bureau Waste Water Services Division _____

Employee involved Murray Cates Dept.Action Open Investigation

NATURE OF CLAIM: The claimant's vehicle was damaged when a City of Atlanta, Waste Water Services vehicle backed into the claimant's vehicle.

INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____

Pictures _____ Diagrams _____ Reports: Police X Dept.Report _____ Other _____

Traffic citations issued: City Driver _____ Claimant Driver _____

Citation disposition: City Driver _____ Claimant Driver _____

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____

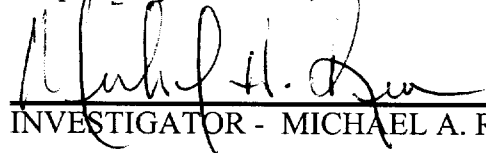
Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable _____

City not involved _____ Offer rejected _____ Compromise settlement X

Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____

Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,


INVESTIGATOR - MICHAEL A. REEVES

RECOMMENDATION:

Pay \$1,000.00 Adverse _____ Account charged: 1A01 X 2J01 _____ 2H01 _____

Claims Manager  Concur/date 01-14-00

Committee Action _____ Council Action _____

GENERAL RELEASE AND INDEMNIFICATION

CLAIM NUMBER 99L0732

\$ 1,000.00

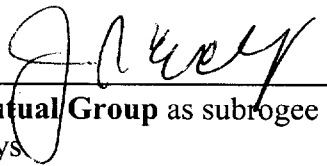
IN CONSIDERATION of the sum of ONE HUNDRED FIFTEEN AND NO/100
 DOLLARS, to be paid to me by the CITY OF ATLANTA, the future receipt of which is hereby
acknowledged, I do hereby, for myself, my heirs, executors, administrators, and assigns, release and forever
discharge said City, its officers and employees, including but not limited to Murray Cates, from
any and all claims, demands, actions, causes of action, suits, damages, loss and expenses, of whatsoever kind or
nature for or on account of anything that has heretofore occurred, and particularly for or on account of
 Vehicular Incident

which occurred on or about the 12th day of November, 1999,
at or near Alex Way, Atlanta, Georgia

It is further understood and agreed that the payment of the above named sum is not to be considered as an
admission on the part of the City, its officers, agents, servants or employees, of any liability whatsoever and the
undersigned further covenants and agrees to indemnify and hold harmless the City of Atlanta, its officers, agents,
servants and employees, from any and all claims, damages or costs which the said City of Atlanta, its officers, agents,
servants and employees, may be called upon to make as a result of the event hereinbefore referred to.

And I now state that the only consideration for my signing this release and indemnification is the payment
of the sum stated above; that no other promise or agreement of any kind or nature has been made to or with me by
said City or its agents to cause me to sign this release, and that I fully understand the meaning and intent of this
instrument.


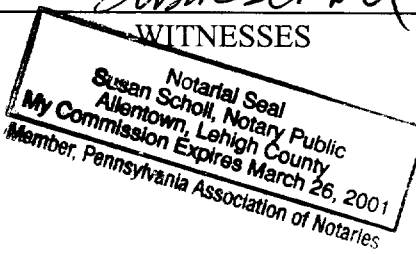
WITNESS my hand and seal this 9th day of February, 2000

 (LS)
Liberty Mutual Group as subrogee of
Earnest Mays

(LS)

The above release was read and explained to, and signed by the said JOHN C. ECKLEY, ORCU
CLAIMS MANAGER
_____ in our presence on the date above written.

00- R -0912


WITNESSES


**LIBERTY
MUTUAL.**



C: 99L0348
MR
Liberty Mutual Group

Commerce Plaza
5000 Tilghman Street, Suite 300
Allentown, PA 18104
(610) 391-9391
(800) 521-0986

SEPTEMBER 27, 1999

MIKE REEVES
CITY OF ATLANTA LAW DEPT
68 MITCHELL ST S/W
SUITE 4100
ATLANTA GA 30335

ENTERED - 11-8-99 - SB
99L0732 - MIKE REEVES

OUR INSURED: ERNEST M MAYES
OUR CLAIM NUMBER: PD586-165805-C1
YOUR INSURED: CITY OF ATLANTA
YOUR CLAIM NUMBER: 99L0348
DATE OF LOSS: 05/12/99
PLACE OF LOSS: ALEX WAY ATLANTA, GA

Dear CITY OF ATLANTA LAW DEPT

Our investigation shows your Insured is responsible for this loss.

Enclosed is our subrogation documentation to justify our claim.

We have paid	\$ 1780.92
Salvage (if applicable)	\$
Our Insured's Deductible	\$ 500.00
Total Amount of Damages	\$ 2280.92

Please show our file number when you forward your check to my attention.

Sincerely,
SANDY WALDRON X370
Subrogation Department

ENCLOSURE

RCS# 2057
7/05/00
1:38 PM

Atlanta City Council

Regular Session

_*-**

Consent Agenda pgs. 1-13

Adopt

SEE ATTACHED LISTING OF
ITEMS ADOPTED/ADVERSED
ON CONSENT AGENDA

YEAS: 11
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 3

NV McCarty
Y Starnes
Y Bond
B Winslow

Y Dorsey
Y Woolard
Y Morris
Y Muller

Y Moore
Y Martin
Y Maddox
Y Boazman

Y Thomas
B Emmons
B Alexander
NV Pitts

ITEM (S) REMOVED FROM
CONSENT AGENDA
00-O-0982
00-O-0996
00-R-0954
00-R-0981
00-R-0999

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07/05/00 Council Meeting	
ITEMS ADOPTED ON CONSENT AGENDA	ITEMS ADVERSED ON CONSENT AGENDA
<ol style="list-style-type: none"> 1. 00-O-0882 2. 00-O-0815 3. 00-O-0986 4. 00-O-0987 5. 00-O-0988 6. 00-O-1002 7. 00-O-0574 8. 00-O-0972 9. 00-O-0818 10. 00-R-0990 11. 00-R-0992 12. 00-R-0993 13. 00-R-0885 14. 00-R-0884 15. 00-R-0883 16. 00-R-0880 17. 00-R-0814 18. 00-R-0957 19. 00-R-0961 20. 00-R-0998 21. 00-R-0887 22. 00-R-0888 23. 00-R-0889 24. 00-R-0997 25. 00-R-0892 26. 00-R-0955 27. 00-R-0984 28. 00-R-1000 29. 00-R-0908 30. 00-R-0909 31. 00-R-0910 32. 00-R-0911 33. 00-R-0912 34. 00-R-0913 35. 00-R-0944 36. 00-R-0945 37. 00-R-0946 	<ol style="list-style-type: none"> 38. 00-R-0914 39. 00-R-0915 40. 00-R-0916 41. 00-R-0917 42. 00-R-0918 43. 00-R-0919 44. 00-R-0920 45. 00-R-0921 46. 00-R-0922 47. 00-R-0923 48. 00-R-0924 49. 00-R-0925 50. 00-R-0926 51. 00-R-0927 52. 00-R-0928 53. 00-R-0929 54. 00-R-0930 55. 00-R-0931 56. 00-R-0932 57. 00-R-0933 58. 00-R-0934 59. 00-R-0935 60. 00-R-0936 61. 00-R-0937 62. 00-R-0938 63. 00-R-0939 64. 00-R-0940 65. 00-R-0941 66. 00-R-0942 67. 00-R-0943 68. 00-R-0947 69. 00-R-0948 70. 00-R-0949 71. 00-R-0950 72. 00-R-0951